

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SPHERE 3D CORP.,

Plaintiff-Counter-Defendant,

-against-

GRYPHON DIGITAL MINING, INC.

Defendant-Counter-Plaintiff.

Case No. 1:23-cv-02954

**AFFIDAVIT OF DAVID
MOOSMANN IN SUPPORT OF
MOTION FOR ADMISSION
PRO HAC VICE**

State of New York)
) ss:
County of New York)

David Moosmann, being duly sworn, deposes and says as follows:

1. I am an associate of Dontzin Nagy & Fleissig LLP, counsel for Plaintiff Sphere 3D Corp. (“Sphere”) in the above-entitled action.

2. I make this affidavit pursuant to Local Rule 1.3(c) and in support of Plaintiff’s Motion For Admission Of David Moosmann Pro Hac Vice.

3. I have never been convicted of a felony; have never been censured, suspended, disbarred or denied admission or readmission by any court; and there are no disciplinary proceedings pending against me.

4. I affirm, under penalty of perjury, that the foregoing statements are true and correct to the best of my personal knowledge.

Dated: New York, New York
August 21, 2024

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'DM', is written over a horizontal line.

David Moosmann

DNF LLP

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New York, New York 10065

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Attorneys for Plaintiff

General All-Purpose Acknowledgement Form

State of Texas

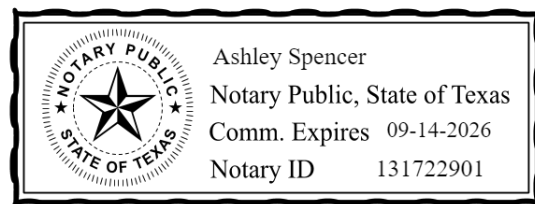
County of Harris

On the 21st day of August in the year 2024, before me, the undersigned notary public, personally appeared DAVID MOOSMANN

_____,
personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public



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